

TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE



FISCAL NOTE

HB 385

January 23, 2021

SUMMARY OF BILL: Requires a person who has witnessed another person suffer a medical emergency to immediately notify emergency services and remain at the scene until emergency services personnel arrive. Creates a Class A misdemeanor offense for a simple violation of this requirement. Creates a Class E felony for violation of this requirement in the event that the medical emergency results in serious bodily injury and a Class C felony in the event it results in death.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- According to the research paper *Rescue Without Law: An Empirical Perspective on the Duty to Rescue*, in emergencies studied from 1994 to 2004, there was only an average of 1.5 non-rescues a year, compared to an average of 263 rescues in risky situations and approximately 1,000 non-risky rescues annually across the United States.
- Given the low average of non-rescues, it is assumed there will not be enough Class A misdemeanor prosecutions or Class E and Class C felony prosecutions to have a significant impact on state or local government revenue or expenditures.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink that reads "Bojan Savic".

Bojan Savic, Interim Executive Director

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